

Exhibit 9

In The Matter Of:

LEHMAN BROTHERS HOLDINGS INC., et al.,

HAROLD S. NOVIKOFF - Vol. 1

March 8, 2012

***HIGHLY CONFIDENTIAL INFORMATION
GOVERNED BY PROTECTIVE ORDER***

MERRILL CORPORATION

LegaLink, Inc.

225 Varick Street
10th Floor
New York, NY 10014
Phone: 212.557.7400
Fax: 212.692.9171

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1	HIGHLY CONFIDENTIAL - H. NOVIKOFF	
2	MR. QUINN: Okay. I don't have	13:23:55
3	anything further. Thank you.	13:23:56
4	MR. VIZCARRONDO: I have a few	13:23:57
5	questions.	13:23:58
6	EXAMINATION BY	13:23:59
7	MR. VIZCARRONDO:	13:24:00
8	Q. Do you recall that Mr. Quinn	13:24:00
9	asked you if you have learned anything since	13:24:05
10	the December settlement agreement between	13:24:10
11	JPMorgan and Barclays about the fraud	13:24:15
12	practiced on JPMorgan by Barclays that you	13:24:18
13	didn't know at the time of that settlement	13:24:22
14	agreement, including with respect to the	13:24:24
15	damages that JPMorgan sustained as a result of	13:24:27
16	Barclays fraud?	13:24:30
17	Do you recall being asked that?	13:24:32
18	A. Yes, I do.	13:24:32
19	Q. Do you want to add anything to	13:24:33
20	the answer that you gave to that question?	13:24:37
21	A. Yes, I do. With respect to the	13:24:39
22	damages, due to the passage of time and a	13:24:43
23	number of events, we have more information now	13:24:48
24	about the extent to which JPMorgan has been	13:24:52
25	able to collect on its claims. Part of the	13:24:55

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1	HIGHLY CONFIDENTIAL - H. NOVIKOFF	
2	damages that would have been asserted against	13:25:00
3	Barclays was the -- was, in essence, the	13:25:05
4	damages suffered by JPMorgan as a result of	13:25:16
5	Barclays' failure to refinance the	13:25:20
6	portfolio -- the -- excuse me, the clearance	13:25:26
7	advances. So we do have a better sense now of	13:25:28
8	the extent to which, you know, we've collected	13:25:32
9	or not fully collected than we did back at	13:25:36
10	that time.	13:25:39
11	Q. Now, do you recall being asked	13:25:42
12	questions about discussions with Barclays	13:25:48
13	about a -- with Barclays representatives about	13:25:55
14	a provision in a draft of the services and	13:26:02
15	settlement agreement that Barclays ultimately	13:26:05
16	did not agree to because of Barclays'	13:26:09
17	objection to -- or view that RACERS was worth	13:26:13
18	substantially less than its face value?	13:26:19
19	A. Yes, I recall that.	13:26:22
20	Q. Did anyone from JPMorgan	13:26:24
21	express any surprise to Barclays with respect	13:26:33
22	to Barclays' view that RACERS was worth	13:26:38
23	substantially less than its face value?	13:26:42
24	A. No.	13:26:44
25	Q. Do you recall you were asked	13:26:46